

1 GEOFFREY HANSEN  
Acting Federal Public Defender  
2 VARELL L. FULLER  
Assistant Federal Public Defender  
3 160 West Santa Clara Street, Suite 575  
San Jose, CA 95113  
4 Telephone: (408) 291-7753  
5 Counsel for Defendant ARREDONDO-IBANEZ  
6

7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
9 SAN JOSE DIVISION  
10

|                               |   |                                  |
|-------------------------------|---|----------------------------------|
| 11 UNITED STATES OF AMERICA,  | ) | No. CR 11-00580 EJD              |
|                               | ) |                                  |
| 12 Plaintiff,                 | ) | STIPULATION AND [PROPOSED]       |
|                               | ) | ORDER CONTINUING HEARING TO      |
| 13 vs.                        | ) | FEBRUARY 13, 2012, AND EXCLUDING |
|                               | ) | TIME UNDER THE SPEEDY TRIAL ACT  |
| 14 SALVADOR ARREDONDO IBANEZ, | ) |                                  |
|                               | ) |                                  |
| 15 Defendant.                 | ) |                                  |
| _____                         | ) |                                  |
| 16                            |   |                                  |

17 **STIPULATION**

18 The parties, Salvador Arredondo-Ibanez and the government, acting through their  
19 respective counsel, hereby stipulate, subject to the Court's approval, that the status hearing date  
20 currently set for January 9, 2012, be vacated and continued to February 13, 2012, at 1:30 p.m.

21 The reason for the requested continuance is defense counsel requires additional time to  
22 research and investigate an issue relevant to a proposed disposition, and to subsequently confer  
23 with Mr. Arredondo-Ibanez about defense counsel's findings.

24 Accordingly, the parties agree and stipulate that time should be excluded from January 9,  
25 2012, through and including February 13, 2012, under the Speedy Trial Act, 18 U.S.C. §  
26 3161(h)(7)(A) and (B)(iv), for effective preparation and defense investigation. Accordingly, Mr.

1 Arredondo-Ibanez and the government agree that granting the requested exclusion of time will  
2 serve the interest of justice and the ends of justice outweigh the interest of the public and the  
3 defendant in a speedy trial.

4 IT IS SO STIPULATED.

5 Dated: January 4, 2012

6 \_\_\_\_\_/s/  
7 VARELL L. FULLER  
Assistant Federal Public Defender

8 Dated: January 4, 2012

9 \_\_\_\_\_/s/  
CAROLYNE A. SANIN  
Special Assistant United States Attorney

10 ~~Proposed~~ **ORDER**

11 GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY  
12 ORDERED that the status hearing currently set for January 9, 2012, shall be continued to  
13 February 13, 2012, at 1:30 p.m.

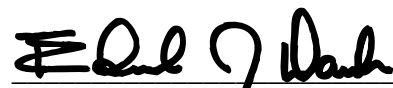
14 THE COURT FINDS that failing to exclude the time between January 9, 2012, and  
15 February 13, 2012, would unreasonably deny counsel the reasonable time necessary for  
16 effective preparation, taking into account the exercise of due diligence. See 18 U.S.C. §  
17 3161(h)(7)(B)(iv).

18 THE COURT FURTHER FINDS that the ends of justice served by excluding the time  
19 between January 9, 2012, and February 13, 2012, from computation under the Speedy Trial Act  
20 outweigh the interests of the public and the defendant in a speedy trial.

21 THEREFORE, IT IS HEREBY ORDERED that the time between January 9, 2012, and  
22 February 13, 2012, shall be excluded from computation under the Speedy Trial Act, 18 U.S.C. §  
23 3161(h)(7)(A) and (B)(iv).

24 IT IS SO ORDERED.

25 Dated: January 6, 2012

26   
THE HONORABLE EDWARD J. DAVILA  
United States District Judge